

CLEMENTE M. JIMÉNEZ, ESQ.
California State Bar Number 207136
431 I Street, Suite 102
Sacramento, CA 95814
(916) 443-8055

Attorney for ROBERTO TOSTADO-CADENAS

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

ROBERTO TOSTADO-CADENAS,

Defendants.

Case No.: 2:22-cr-151-02 WBS

STIPULATION AND ORDER
VACATING DATE, CONTINUING
CASE, AND EXCLUDING TIME

DATE: April 22, 2024

TIME: 9:00 a.m.

JUDGE: Hon. William B. Shubb

IT IS HEREBY STIPULATED by and between Assistant United States Attorney, Justin Lee, Counsel for Plaintiff, and attorney Clemente M. Jiménez, Counsel for Defendant Roberto Tostado-Cadenas, that the hearing in this matter, currently scheduled for April 22, 2024, at 9:00 a.m., be vacated and the matter continued to this court's criminal calendar on May 6, 2024, at 9:00 a.m., for further status conference and possible change of plea. Co-defendant Jose Antonio Curiel is currently scheduled for status on May 6, 2024. Counsel requires additional time to review discovery, conduct investigation, and confer with Mr. Tostado-Cadenas in order to prepare for trial.

IT IS FURTHER STIPULATED that time within which the trial of this case must be commenced under the Speedy Trial Act, 18 U.S.C. Section 3161 et seq. be excluded from computation of time pursuant to Section 3161(h)(7)(A) and (B)(iv), (Local code T-4), from the date of the parties' stipulation, April 17, 2024, through May 6, 2024, and that

the ends of justice served in granting the continuance and allowing the defendant further time to prepare outweigh the best interests of the public and the defendant to a speedy trial.

DATED: April 17, 2024

/S/ Justin Lee

PHILLIP TALBERT

by JUSTIN LEE

Attorney for Plaintiff

DATED: April 17, 2024

/S/ Clemente M. Jiménez

CLEMENTE M. JIMÉNEZ

Attorney for Roberto Tostado-Cadenas

ORDER

IT IS SO ORDERED, that the status conference in the above-entitled matter, scheduled for April 22, 2024, at 9:00 a.m., be vacated and the matter continued for further status conference and possible change of plea on May 6, 2024, at 9:00 a.m. The Court finds that time under the Speedy Trial Act shall be excluded from the date of the parties' stipulation, April 17, 2024, through May 6, 2024, to afford counsel reasonable time to prepare. Based on the parties' representations, the Court finds that the ends of justice served by granting a continuance outweigh the best interests of the public and the defendants to a speedy trial.

Dated: April 18, 2024



WILLIAM B. SHUBB

UNITED STATES DISTRICT JUDGE